

# LOUISIANA STATE BOARD OF MEDICAL EXAMINERS



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In The Matter Of	:	No. 87-I-130
	:	
ROBERT M. BLACK, M.D.	:	
(Certificate No. 02495R)	:	CONSENT
	:	ORDER
	:	
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The Louisiana State Board of Medical Examiners (Board) is in receipt of information indicating that, by Final Order issued August 2, 1982, the State Board of Medical Examiners of South Carolina (South Carolina Board) issued a public reprimand to Robert M. Black, M.D. and placed the physician on probation for a period of five years during which he was required to report to the Board semiannually.<sup>1</sup> Such Order was issued on the basis of the South Carolina Board's conclusion that Dr. Black had violated the South Carolina medical practice laws, S.C.C.L. § 40-47-200(3), by virtue of his having suffered from acute alcoholism for an indeterminate period prior to September 18, 1981, leading to the interruption of his medical practice for inpatient treatment of acute alcoholism followed by participation in a "detailed aftercare program." An inquiry conducted by Ike Muslow, M.D., as Investigating Officer designated by the Board in this matter, further disclosed that more recently, in October 1986, Dr. Black entered into a formal agreement with the South Carolina Board, extending the previously imposed probation period "for an indefinite period of time" and imposing certain additional probationary conditions, including the physician's submission to periodic unannounced blood and urine screens to ensure his abstinence from alcohol/drugs and the requirement that the South Carolina Board receive written notice of each prescription for medications issued at any time to Dr. Black.<sup>2</sup>

<sup>1</sup>Final Order: Public Reprimand—Probation, *In the Matter of Robert M. Black, M.D.* (State Bd. Med. Exam. S.C., Aug. 2, 1982).

<sup>2</sup>Agreement, *In the Matter of Robert M. Black, M.D.* (State Bd. Med. Exam. S.C., Oct. 27, 1986).

Such information provides probable cause for the institution of formal administrative proceedings, by Administrative Complaint, and if established, would provide legal cause under the Louisiana Medical Practice Act, La. Rev. Stat. §§ 37:1261-92, for the suspension or revocation of Dr. Black's license to practice medicine in the state of Louisiana, or for such other disciplinary action as the Board may consider appropriate in the circumstances. On the recommendation of the Investigating Officer, however, the Board is satisfied that, in lieu of formal administrative proceedings against Dr. Black, this matter may be appropriately disposed of, and that the health, safety and welfare of the citizens of this state will be effectively safeguarded, by entry of the order set forth hereinafter, by consent, as recommended by the Investigating Officer.

Dr. Black, recognizing his right to notice of the charges asserted against him, to evidentiary hearing on and adjudication of such charges pursuant to La. Rev. Stat. § 49:955-58, and to a final decision rendered upon written findings of fact and conclusions of law, nonetheless hereby waives his right to notice of charges and formal administrative adjudication and, pursuant to La. Rev. Stat. § 49:955D, consents to entry of the order set forth hereinafter.

Accordingly, in consideration of the foregoing, and pursuant to the authority vested in the Board by La. Rev. Stat. § 37:1285 and La. Rev. Stat. § 49:955D;

**IT IS ORDERED** that the license of Robert M. Black, M.D., to engage in the practice of medicine in the state of Louisiana, as evidenced by certificate no. 02495R, be, and the same is hereby, effective as of the date hereof, placed on PROBATION; and that the continued effectiveness of Dr. Black's medical license, on probation, shall be expressly subject to and conditioned on his acceptance of and strict compliance with the following terms, conditions and restrictions:

(a) *Compliance with South Carolina Agreement.* Dr. Black shall strictly and continuously observe and satisfy the probationary terms and conditions of the Agreement by and between Dr. Black and the State Board of Medical Examiners of South Carolina as executed by said Board on October 27, 1986 (South Carolina Agreement), said Agreement being made a part hereof and incorporated herein by reference.

(b) *Board Access to Information.* Dr. Black shall authorize, and by his consent hereto does hereby authorize, the State Board of Medical Examiners of South Carolina to disclose to the Louisiana State Board of Medical Examiners, its members, officers and agents, at the request of the Louisiana Board, information and documentation relating to Dr. Black's compliance with the terms and conditions of the South Carolina Agreement and to give notice to the Louisiana Board of any change in the status of Dr. Black's licensure thereunder.

(c) *Maintenance of Abstinence.* Dr. Black shall maintain sobriety and total abstinence from alcohol, controlled and uncontrolled substances affecting the central nervous system, and other mood-altering medications and substances, except upon

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the legitimate prescription of a physician other than himself issued in accordance with the South Carolina Agreement.

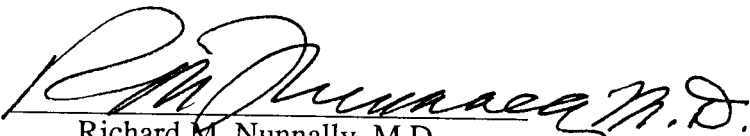
(d) *Notice of Intent to Practice in Louisiana; Appearance Before Board.* Dr. Black shall not undertake to or actually engage in the practice of medicine in any form in the state of Louisiana until and unless he gives the Board not less than 90 days prior written notice of his intent to do so and makes a personal appearance before the Board prior to his engaging in such practice.

**IT IS FURTHER ORDERED** that the hereinabove ordered terms, conditions and restrictions shall remain effective until this Consent Order is amended or rescinded by the Board; and

**IT IS FURTHER ORDERED** that any violation of or failure of strict compliance with any of the terms, conditions or restrictions of this Order by Dr. Black shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for the revocation of Dr. Black's license to practice medicine in the state of Louisiana.


New Orleans, Louisiana, this 21<sup>st</sup> day of April, 1988.

LOUISIANA STATE BOARD OF  
MEDICAL EXAMINERS

By:   
Richard M. Nunnally, M.D.  
President

CONSENT

I, ROBERT M. BLACK, M.D., hereby acknowledge, approve, accept and consent to entry of the above and foregoing Order, this 15<sup>th</sup> day of April, 1988.

  
Robert M. Black, M.D.